16 1601 (3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CG)

WRIT PETITION NO. 4485 OF 2004

BETWEEN

Edan Das S/o Nanak Ram, aged about 55 years, r/o Tilda Neora, District Raipur (CG).

PETITIONER

A N D

1. The State of Chhattisgarh, through the Secretary, Revenue, Mantralay, D.K.S.Building, Raipur (CG).
2. Collector, Raipur .
3. Nazul Officer, Raipur .

RESPONDENTS

WRET PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

(34)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. No. 4485/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

17-1-2005

Shri G. D. Vaswani, counsel for the petitioner.

Shri J.D. Bajpai, Govt. Advocate for the State/respondents No.1 and 2.

Respondent No.3, Shri G. S. Mandavi, Nazul Officer, is present in person along with the records.

Shri B.S. Mishra, Reader, is present in the Court.

Heard.

The respondent No.3 submits that certified copy could not be given on account of the fact that on one application the advocate for the petitioner had not signed and in the application the name of the village was not mentioned and the persons were sent to search out the advocate for the petitioner, but he was not available.

This Court is not required to go into the disputed facts under the writ jurisdiction. Learned counsel for the petitioner to go to the respondent No.3, sign the documents and rectify the defect pointed out by the respondent No.3 and in turn, the respondent No.3 to give certified copy in accordance with law.

As far as contention of learned counsel for the petitioner that certified copy of the Revenue Case No.76-A/20(2) year 1975-76 decided by the court of Nazul Officer, Raipur is not being given to the petitioner which stands in the name of Nanakram whereas, the

(35)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
Barve	Nazul Officer submits that in the record the name of Devilal is there and name of Nanakram is not there. Whereas, learned counsel for the petitioner submits that he is already in possession of photocopy of the certified copy which was given in the name of Nanakram. In the circumstances, the Collector is directed to depute some responsible officer to look into the matter, conduct an enquiry and do the needful in accordance with law within in a period of one week. With the aforesaid direction, the petition stands disposed of. Parties are entitled for certified copy of this order. Sd/- L.C.BHADOO Judge	